

1 TOURISM, ARTS, AND HERITAGE CABINET

2 Department of Fish and Wildlife Resources

3 (Amendment)

4 301 KAR 3:022. License, tag, and permit fees.

5 RELATES TO: KRS 150.025, 150.180, 150.183, 150.240, 150.275, 150.280, 150.290,  
6 150.450, 150.485, 150.520, 150.525, 150.600, 150.603, 150.660, 150.720

7 STATUTORY AUTHORITY: KRS 150.175, 150.195(4)(f), 150.225, 150.620

8 NECESSITY, FUNCTION, AND CONFORMITY: KRS 150.175 authorizes the types of  
9 licenses, permits and tags. KRS 150.195(4)(f) requires the department to promulgate an  
10 administrative regulation establishing the license and permit terms and the expiration  
11 date of licenses and permits. KRS 150.225 authorizes the department to promulgate  
12 administrative regulations establishing reasonable license fees relating to hunting, fishing,  
13 and trapping. KRS 150.620 authorizes the department to charge reasonable fees for the  
14 use of lands and waters it has acquired for wildlife management and public recreation.  
15 This administrative regulation establishes fees and terms for licenses, permits, and tags.

16 Section 1. Licenses, tags, and permits listed in this section shall be valid from March 1  
17 through the last day of February the following year. (1) Sport fishing licenses:

18 (a) Statewide annual fishing license (resident): twenty (20) dollars;

- 1 (b) Statewide annual fishing license (nonresident): fifty (50) dollars;
- 2 (c) Joint statewide fishing license (resident): thirty-six (36) dollars;
- 3 (d) Statewide three (3) year fishing license (resident): fifty-five (55) dollars; and
- 4 (e) Trout permit (resident or nonresident): ten (10) dollars.
- 5 (2) Commercial fishing licenses:
- 6 (a) Commercial fishing license (resident) plus ten (10) resident commercial gear tags:
- 7 \$150; and
- 8 (b) Commercial fishing license (nonresident) plus ten (10) nonresident commercial gear
- 9 tags: \$600.
- 10 (3) Commercial fishing gear tags (not to be sold singly):
- 11 (a) Commercial fishing gear tags (resident) block of ten (10) tags: fifteen (15) dollars;
- 12 and
- 13 (b) Commercial fishing gear tags (nonresident) block of ten (10) tags: \$100.
- 14 (4) Hunting licenses:
- 15 (a) Statewide hunting license (resident): twenty (20) dollars;
- 16 (b) Statewide hunting license (nonresident): \$140;
- 17 (c) Statewide junior hunting license (resident): six (6) dollars;
- 18 (d) Statewide junior hunting license (nonresident): ten (10) dollars;
- 19 (e) Shooting preserve hunting license (resident or nonresident): five (5) dollars; and
- 20 (f) Migratory game bird and waterfowl permit (resident or nonresident): fifteen (15)

- 1 dollars.
- 2 (5) Combination hunting and fishing license (resident): thirty (30) dollars.
- 3 (6) Senior or disabled combination hunting and fishing license (resident): five (5)
- 4 dollars.
- 5 (7) Trapping licenses:
- 6 (a) Trapping license (resident): twenty (20) dollars;
- 7 (b) Trapping license (resident landowner/tenant): ten (10) dollars;
- 8 (c) Trapping license (nonresident): \$130; and
- 9 (d) Junior trapping license (resident): five (5) dollars.
- 10 (8) Game permits:
- 11 (a) Resident bear: thirty (30) dollars;
- 12 (b) Resident youth bear: ten (10) dollars;
- 13 (c) Nonresident bear: \$250;
- 14 (d) Resident bear chase: thirty (30) dollars;[.]
- 15 (e)[(c)] Resident youth[junior] bear chase: ten (10) dollars;
- 16 (f)[(d)] Resident quota cow elk permit: sixty (60) dollars;
- 17 (g)[(e)] Nonresident quota cow elk permit: \$400;
- 18 (h)[(f)] Resident quota bull elk permit: \$100;
- 19 (i)[(g)] Nonresident quota bull elk permit: \$550;
- 20 (j)[(h)] Resident out-of-zone elk permit: thirty (30) dollars;

- 1     ~~(k)[(f)]~~ Nonresident out-of-zone elk permit: \$400;
- 2     ~~(l)[(f)]~~ Resident deer permit: thirty-five (35) dollars;
- 3     ~~(m)[(k)]~~ Nonresident deer permit: \$120;
- 4     ~~(n)[(f) Junior game permit,]~~ Resident youth deer: ten (10) dollars;
- 5     ~~(o)[(m) Junior game permit,]~~ Nonresident youth deer: fifteen (15) dollars;
- 6     ~~(p)[(n)]~~ Bonus antlerless deer permit (two (2) tags per permit) (resident or nonresident):
- 7     fifteen (15) dollars;
- 8     ~~(q)[(o)]~~ Bonus quota hunt deer permit (resident or nonresident): thirty (30) dollars;
- 9     ~~(r)[(p) Game permit,]~~ Resident spring turkey: thirty (30) dollars;
- 10    ~~(s)[(q) Game permit,]~~ Nonresident spring turkey: seventy-five (75) dollars;
- 11    ~~(t)[(r) Game permit,]~~ Resident fall turkey: thirty (30) dollars;
- 12    ~~(u)[(s) Game permit,]~~ Nonresident fall turkey: seventy-five (75) dollars;
- 13    ~~(v)[(t) Junior game permit,]~~ Resident youth turkey: ten (10) dollars;
- 14    ~~(w)[(u) Junior game permit,]~~ Nonresident youth turkey: fifteen (15) dollars;
- 15    ~~(x)[(v) Junior game permit,]~~ Resident youth elk: thirty (30) dollars; and
- 16    ~~(w) Junior game permit,]~~ Nonresident youth elk: forty (40) dollars.
- 17    (9) Peabody individual permit: fifteen (15) dollars.
- 18    (10) [Commercial mussel licenses:
- 19    ~~(a) Musseling license (resident): \$400;~~
- 20    ~~(b) Musseling license (nonresident): \$1,600;~~

1 ~~(c) Mussel buyer's license (resident): \$600; and~~

2 ~~(d) Mussel buyer's license (nonresident): \$1,600.~~

3 ~~(11)]~~ Sportsman's license (resident), which includes a resident hunting and fishing  
4 license, spring turkey permit, fall turkey permit, trout permit, state migratory game bird  
5 and waterfowl permit, and deer permit: ninety-five (95) dollars.

6 ~~(11)]~~~~(12)]~~ Junior sportsman's license (resident), which includes a junior hunting license,  
7 two (2) junior deer permits, and two (2) junior turkey permits: thirty (30) dollars.

8 ~~(12)]~~~~(13)]~~ Land Between the Lakes hunting permit: twenty (20) dollars.

9 ~~(13)]~~~~(14)]~~ Conservation permit: five (5) dollars.

10 Section 2. Licenses, tags, and permits listed in this section shall be valid for the calendar  
11 year issued. (1) Live fish and bait dealer's licenses:

12 (a) Live fish and bait dealer's license (resident): fifty (50) dollars; and

13 (b) Live fish and bait dealer's license (nonresident): \$150.

14 (2) Commercial taxidermist license: \$150.

15 (3) Commercial guide licenses:

16 (a) Commercial guide license (resident): \$150; and

17 (b) Commercial guide license (nonresident): \$400.

18 (4) Shooting area permit: \$150.

19 (5) Dog training area permit: fifty (50) dollars.

20 (6) Collecting permits:

(a) Educational wildlife collecting permit: twenty-five (25) dollars; and

(b) Scientific wildlife collecting permit: \$100.

(7) Nuisance wildlife control operator's~~operators~~ permit: \$100.

(8) Pay lake license:

(a) First two (2) acres or less: \$150; and

(b) Per additional acre or part of acre: twenty (20) dollars.

(9) Commercial captive wildlife permit: \$150.

(10) Commercial fish propagation permit: fifty (50) dollars.

(11) Wildlife rehabilitator's permit: twenty-five (25) dollars.

(12) Annual wildlife transportation permit: \$250.

(13) Peabody Wildlife Management Area annual event permit: \$250.

(14) Fish transportation permit: twenty-five (25) dollars.

Section 3. Licenses, tags, and permits listed in this section shall be valid for three (3) years from the date of issue. (1) Falconry permit: seventy-five (75) dollars.

(2) Noncommercial captive wildlife permit: seventy-five (75) dollars.

Section 4. Licenses, tags, and permits listed in this section shall be valid for the date or dates specified on each. (1) Short-term licenses:

(a) One (1) day resident fishing license: seven (7) dollars;

(b) One (1) day nonresident fishing license: ten (10) dollars;

(c) Seven (7) day nonresident fishing license: thirty (30) dollars;

- 1 (d) Fifteen (15) day nonresident fishing license: forty (40) dollars;
- 2 (e) One (1) day resident hunting license (not valid for deer, elk, or turkey hunting): seven
- 3 (7) dollars;
- 4 (f) One (1) day nonresident hunting license (not valid for deer, elk, or turkey hunting):
- 5 fifteen (15) dollars;
- 6 (g) Seven (7) day nonresident hunting license (not valid for deer, elk, or turkey hunting):
- 7 fifty-five (55) dollars; and
- 8 (h) Three (3) day fur bearer's license: fifty (50) dollars.
- 9 (2) Individual wildlife transportation permit: twenty-five (25) dollars.
- 10 (3) Special resident commercial fishing permit: \$600.
- 11 (4) Special nonresident~~[non-resident]~~ commercial fishing permit: \$900.
- 12 (5) Commercial waterfowl shooting area permit: \$150.
- 13 (6) Shoot to retrieve field trial permits:
- 14 (a) Per trial (maximum four (4) days): seventy-five (75) dollars; and
- 15 (b) Single day: twenty-five (25) dollars.
- 16 (7) Boat dock permit: \$100 per ten (10) year permit period beginning January 1, 2008,
- 17 except that the fee shall be pro-rated for the number of years remaining in the ten (10)
- 18 year period.
- 19 (8) Shoreline use permit: Valid for a fifteen (15) year permit period beginning January
- 20 1, 2010 and shall contain three (3) tiers:

1 (a) Tier I: \$100;

2 (b) Tier II: \$200;

3 (c) Tier III: \$300; and

4 (d) The fees shall be pro-rated to the nearest five (5) year interval remaining in the  
5 fifteen (15) year permit period.

6 (9) Peabody individual event permit: twenty-five (25) dollars.

7 (10) Commercial roe-bearing fish buyer's permit:

8 (a) Commercial roe-bearing fish buyer's permit (resident): \$500; and

9 (b) Commercial roe-bearing fish buyer's permit (nonresident): \$1,000.

10 (11) Commercial roe-bearing fish harvester's permit:

11 (a) Commercial roe-bearing fish harvester's permit (resident): \$500; and

12 (b) Commercial roe-bearing fish harvester's permit (nonresident): \$1,500.

13 (12) Otter Creek Outdoor Recreation Area:

14 (a) Daily Entry Permit: three (3) dollars, with children under twelve (12) free; and

15 (b) Daily Special Activities Permit: seven (7) dollars.

16 (13) Commercial foxhound training enclosure permit: \$150.

17 Section 5. Licenses, tags, and permits listed in this section shall be valid on a per unit  
18 basis as specified. (1) Ballard waterfowl hunt (per person, per day): fifteen (15) dollars.

19 (2) Pheasant hunt permit (per person, per day): twenty-five (25) dollars.

20 (3) Horse stall rental (per space, per day): two (2) dollars.



(4) Dog kennel rental (per dog, per day): fifty (50) cents.

(5) ~~[Pond stocking fee (per stocking):~~

~~(a) Ponds less than 1.5 surface acres: seventy-five (75) dollars;~~

~~(b) Ponds from 1.5 to 2.9 surface acres: \$200; and~~

~~(c) Ponds equal to or greater than 3.0 surface acres: \$200 plus \$150 for each additional surface acre of water over 3.0 acres prorated on a 0.25 acre basis.~~

~~(6)] Commercial captive cervid permit (per facility, per year): \$150.~~

~~(6)]~~ (7) Noncommercial captive cervid permit (per facility; per three years): seventy-five (75) dollars.

Section 6. The following licenses listed in this section shall be valid from April 1 through March 31 of the following year:

(1) Fur processor's license (resident): \$150;

(2) Fur buyer's license (resident): fifty (50) dollars; and

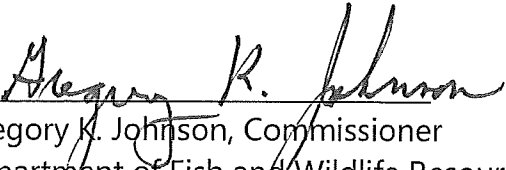
(3) Fur buyer's license (nonresident): \$300.

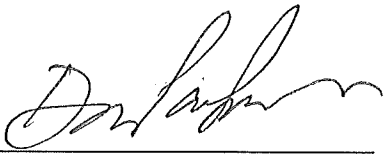
Section 7. The following Otter Creek Outdoor Recreation Act permits shall be valid from July 1 through June 30 of the following year:


(1) Annual Entry Permit: thirty (30) dollars, with children under twelve (12) free; and

(2) Annual Special Activities Permit: seventy (70) dollars.

Approved by the Fish and Wildlife Commission

  
\_\_\_\_\_  
Gregory K. Johnson, Commissioner  
Department of Fish and Wildlife Resources

  
\_\_\_\_\_  
Don Parkinson, Secretary  
Tourism, Arts and Heritage Cabinet

Date:  4/10/17

PUBLIC HEARING AND PUBLIC COMMENT PERIOD: A public hearing on this administrative regulation shall be held on May 24, 2017 at 9 a.m. at the Department of Fish and Wildlife Resources in the Commission Room of the Arnold L. Mitchell Building, #1 Sportsman's Lane, Frankfort, Kentucky. Individuals interested in attending this hearing shall notify this agency in writing by five business days prior to the hearing of their intent to attend. If no notification of intent to attend the hearing is received by that date, the hearing may be canceled.

This hearing is open to the public. Any person who attends will be given an opportunity to comment on the proposed administrative regulation. A transcript of the public hearing will not be made unless a written request for a transcript is made.

If you do not wish to attend the public hearing, you may submit written comments on the proposed administrative regulation through May 31, 2017.

Send written notification of intent to attend the public hearing or written comments on the proposed administrative regulation to:

Mark Cramer  
Department of Fish and Wildlife Resources  
Arnold L. Mitchell Building  
#1 Sportsman's Lane  
Frankfort, Kentucky 40601  
(502) 564-3400 FAX (502) 564-0506  
Email: [fwpubliccomments@ky.gov](mailto:fwpubliccomments@ky.gov)

## **REGULATORY IMPACT ANALYSIS AND TIERING STATEMENT**

301 KAR 3:022. License, tag, and permit fees.

Contact Person: Mark Cramer

Email: mark.cramer@ky.gov

Phone: 502-564-3400

(1) Provide a brief summary of:

(a) What this administrative regulation does: This administrative regulation establishes the fees, terms, and expiration dates for licenses, tags, and permits sold by the Department of Fish and Wildlife Resources.

(b) The necessity of this administrative regulation: This administrative regulation is necessary for the Department of Fish and Wildlife Resources to establish reasonable license fees, permit terms, and the expiration dates of licenses and permits.

(c) How this administrative regulation conforms to the content of the authorizing statutes: KRS 150.175 establishes the kinds of licenses, permits, and tags. KRS 150.195(4)(f) requires the department to promulgate an administrative regulation establishing the license and permit terms and the expiration date of licenses and permits. KRS 150.225 requires the Department to prescribe reasonable fees for licenses, permits, and registrations authorized by Chapter 150.

(d) How this administrative regulation currently assists or will assist in the effective administration of the statutes: This administrative regulation fulfills the requirements and purposes of the statutes identified in (1)(c) by establishing reasonable fees for licenses, permits, and tags issued by the Department.

(2) If this is an amendment to an existing administrative regulation, provide a brief summary of:

(a) How the amendment will change this existing administrative regulation: This amendment establishes a youth bear chase permit for ten (\$10.00) dollars and a non-resident bear permit for two hundred fifty (\$250.00) dollars.

(b) The necessity of the amendment to this administrative regulation: This amendment is necessary to establish a Youth Bear Chase permit and a non-resident Bear Permit in accordance with currently proposed amendments to 301 KAR 2:300 (Black bears) that establish a Youth Bear Chase permit and non-resident Bear Permit.

(c) How the amendment conforms to the content of the authorizing statutes: See (1)(c) above.

(d) How the amendment will assist in the effective administration of the statutes: See (1)(d) above.

(3) List the type and number of individuals, businesses, organizations, or state and local governments affected by this administrative regulation: All hunters that pursue black bears will be affected by this regulatory amendment. In 2016, there were 920 licensed bear hunters in Kentucky.

(4) Provide an analysis of how the entities identified in question (3) will be impacted by either the implementation of this administrative regulation, if new, or by the change, if it is an amendment, including:

(a) List the actions that each of the regulated entities identified in question (3) will have to take to comply with this administrative regulation or amendment: A youth, who intends to participate in the bear chase season, may now purchase a Youth Bear Chase permit, and a non-resident bear hunter may now purchase a non-resident Bear Permit.

(b) In complying with this administrative regulation or amendment, how much will it cost each of the entities identified in question (3): The cost for a Youth Bear Chase Permit shall be ten dollars (\$10.00) and the cost of a non-resident Bear Permit shall be two hundred fifty (\$250.00) dollars.

(c) As a result of compliance, what benefits will accrue to the entities identified in question (3): Because of this amendment, non-resident hunters will have an opportunity to harvest a bear in Kentucky during the archery – crossbow, modern gun, and muzzle-loading seasons. A youth will now be able to purchase a youth bear chase permit at a reduced cost to the regular bear chase permit.

(5) Provide an estimate of how much it will cost the administrative body to implement this administrative regulation:

(a) Initially: There will be no additional cost to the department to implement this administrative regulation.

(b) On a continuing basis: There will be no additional cost to the department on a continuing basis.

(6) What is the source of the funding to be used for the implementation and enforcement of this administrative regulation: The source of funding is the State Game and Fish Fund.

(7) Provide an assessment of whether an increase in fees or funding will be necessary to implement this administrative regulation, if new, or by the change if it is an amendment: The fees associated with the youth bear chase permit and the nonresident bear hunting permit help cover the costs of bear management and research in Kentucky.

(8) State whether or not this administrative regulation established any fees or directly or indirectly increased any fees: This administrative regulation establishes new fees for non-resident bear hunters and a reduced fee for a youth bear chase permit.

(9) TIERING: Is tiering applied? (Explain why or why not). No. Tiering is not applied because all persons who hunt bear are required to abide by the requirements.

## **FISCAL NOTE ON STATE OR LOCAL GOVERNMENT**

Regulation Number: 301 KAR 3:022 License, tag, and permit fees.

Contact Person: Mark Cramer

Email: mark.cramer@ky.gov

Phone number: (502) 564-3400

(1) What units, parts, or divisions of state or local government (including cities, counties, fire departments, or school districts) will be impacted by this administrative regulation? The Department's Division of Administrative Services will be impacted by this amendment.

(2) Identify each state or federal statute or federal regulation that requires or authorizes the action taken by the administrative regulation. KRS 150.175, 150.195, 150.225, and 150.620.

(3) Estimate the effect of this administrative regulation on the expenditures and revenues of a state or local government agency (including cities, counties, fire departments, or school districts) for the first full year the administrative regulation is to be in effect.

(a) How much revenue will this administrative regulation generate for the state or local government (including cities, counties, fire departments, or school districts) for the first year? The amount of revenue generated by this administrative regulation is unknown. In 2016, there were 920 licensed bear hunters in Kentucky.

(b) How much revenue will this administrative regulation generate for the state or local government (including cities, counties, fire departments, or school districts) for subsequent years? The amount of revenue generated by the regulation in subsequent is unknown.

(c) How much will it cost to administer this program for the first year? There will be no additional costs for the first year.

(d) How much will it cost to administer this program for subsequent years? There will be no additional costs incurred for subsequent years.

Note: If specific dollar estimates cannot be determined, provide a brief narrative to explain the fiscal impact of the administrative regulation.

Revenues (+/-):

Expenditures (+/-):  
Other Explanation: